



CRM-M-6455-2025

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**139 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-2742-2026 in/and
CRM-M-6455-2025**

Date of Decision: 09.02.2026

Ramnik Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Dr. Khushbir K. Waraich, Advocate, for the petitioner.

Ms. Ramta Chowdhary, DAG, Punjab.

Rajesh Bhardwaj, J. (ORAL)

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Prayer in the present application is for preponing the date of hearing in the main case.

Notice in the application.

Ms. Ramta Chowdhary, DAG, Punjab, accepts notice on behalf of the State and pleads no objection, if the present application is allowed.

For the reasons mentioned in the application, the same is allowed. Date of hearing in the main case is preponed from 16.03.2026 to today. The case is taken up on board for hearing today itself.

Main case

1. Prayer in the present petition is for quashing/setting aside the Intimation No.25 dated 18.02.2013 regarding Proclaimed Offender order dated 15.02.2013 in case titled as **State Vs. Munna Kumar etc.** arising out of FIR No.64 dated 25.05.2011, under Sections 420, 465, 467, 468, 471, 120-B of IPC, P.S. Sadar Batala, passed by the Court of learned Judicial Magistrate Ist Class, Batala, Punjab along with consequent proceedings arising therefrom.



2. It has been submitted by counsel for the petitioner that petitioner has been illegally prosecuted in the abovesaid FIR. She submits that in the year 2011, petitioner had gone to Australia and thereafter, he was granted anticipatory bail as well. She submits that in the report filed under Section 173 Cr.P.C., petitioner was kept in Column No.2 as he was declared innocent. She further submits that without having followed any procedure especially when the petitioner was declared innocent, now petitioner has been declared proclaimed offender by the Court vide order dated 15.02.2013 in violation of Section 82 Cr.P.C. She further submits that the absence of the petitioner was totally unintentional and beyond his control. He submits that now petitioner is returning to India by 05.03.2026 and ready to join the proceedings and face the trial in the above said case and comply with the condition, if any imposed by the Court and as such the order dated 15.02.2013 declaring the petitioner as proclaimed offender, deserves to be set aside.

3. Learned State counsel has submitted that the petitioner has rightly been declared proclaimed offender as he intentionally did not appear before the trial Court.

4. After hearing learned counsel for the parties and perusing the record, it is evident that due to non-appearance of the petitioner, he was declared as proclaimed person on 15.02.2013. As stated before this court, now the petitioner is returning to India by 05.03.2026 and ready to join the proceedings before the trial Court. The Court without going into the authenticity of the ground taken for the absence of the petitioner, deems it appropriate to set aside the order dated 15.02.2013 declaring the petitioner



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as proclaimed offender. Accordingly, the order dated 15.02.2013 is set aside subject to payment of Rs.1,00,000/- as costs to be paid the petitioner equally i.e. Rs.50,000/- to the **Punjab and Haryana High Court Bar Clerks Association** and Rs.50,000/- to the **Indian Red Cross Society, UT Branch, Sector-11, Chandigarh** within period of seven days from the date of receipt of copy of this order.

5. The petitioner is directed to appear before the trial Court within a period of ten days from the date of his arrival in India and file an appropriate application alongwith receipt of costs of Rs.1,00,000/- and the trial Court would grant him bail till the disposal of the case on his furnishing bail/surety bonds subject to its satisfaction. The petitioner will have protection from arrest for a period of ten days from the date of his arrival in India. The trial Court is free to impose any condition it likes on the petitioner while admitting him to bail.

6. Needless to say that in case the petitioner fails to comply with the abovesaid direction, this order would be of no avail to him and the order dated 15.02.2013 will come in force and the present petition shall be deemed to have been dismissed.

7. Petition stands disposed of in abovesaid terms.

09.02.2026
sharmila

Whether Speaking/Reasoned
Whether Reportable

(RAJESH BHARDWAJ)
JUDGE

: Yes/No
: Yes/No